

UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

11 NATERA, INC.) Case No. 5:12-cv-00132-SI
12 Plaintiff,)
13 v.) [PROPOSED] ORDER GRANTING
14 SEQUENOM, INC. and) STIPULATION TO
15 ISIS INNOVATION LIMITED,) (1) WITHDRAW MOTION TO
16 Defendants.) DISMISS/TRANSFER CASE;
17) (2) EXTEND DEADLINE TO ANSWER
18) AND FILE COUNTERCLAIMS; AND
19) (3) CONTINUE CASE MANAGEMENT
20) CONFERENCE
21)
22) Former CMC Date: April 13, 2012
23) Time of Hearing: 2:30 p.m.
24)
25) New CMC Date: May 11, 2012
26) Time of Hearing: 2:30 p.m.
27)
28) Judge: Hon. Susan Illston

1 Pursuant to Civil Local Rules 6-2 and 7-12, Defendant Sequenom, Inc. (“Sequenom”),
 2 Defendant Isis Innovation Limited (“Isis”), and Plaintiff Natera, Inc. (“Natera”) have stipulated
 3 and agreed that (1) Sequenom’s motion seeking an order dismissing this action pursuant to the
 4 federal common law first-to-file rule and 28 U.S.C. § 2201 or, alternatively, transferring this
 5 action pursuant to 28 U.S.C. § 1404(a) (Docket No. 13, the “Transfer Motion”) was mooted by
 6 the First Amended Complaint; (2) Sequenom will withdraw its second motion seeking an order
 7 dismissing this action pursuant to the federal common law first-to-file and 28 U.S.C. § 2201 or,
 8 alternatively, transferring this action to the United States District Court for the Southern District
 9 of California pursuant to 28 U.S.C. § 1404(a) (Docket No. 19, the “Second Transfer Motion”);
 10 and (3) the deadline by which Sequenom and Isis must answer and file any counterclaims will be
 11 extended through and including April 18, 2012. The parties also have requested that the Case
 12 Management Conference currently scheduled for April 13, 2012 at 2:30 p.m. be continued to May
 13 11, 2012 at 2:30 p.m.

14 **ACCORDINGLY, IT IS HEREBY ORDERED:**

15 (1) Sequenom’s Second Transfer Motion is hereby withdrawn and taken off calendar;
 16 (2) The deadline by which Sequenom and Isis must answer and file any counterclaims
 17 shall be extended through and including April 18, 2012;
 18 (3) The hearing and case management conference previously scheduled for April 13, 2012
 19 at 2:30 p.m. shall be continued to May 11, 2012 at 2:30 p.m.;
 20 (4) The corresponding dates originally set forth in the Court’s Order Setting Initial Case
 21 Management Conference and ADR Deadlines (Docket No. 3), which were continued under the
 22 terms of that Order by the Clerk’s Notice continuing the Initial Case Management Conference to
 23 April 13, 2012 (Docket No. 9), shall be further adjusted as follows:

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Original Date	First Continued Date	New Date	Event
3/13/2012	3/23/2012	4/20/2012	Last day to: <ul style="list-style-type: none"> • meet and confer re: initial disclosures, early settlement, ADR process selection, and discovery plan • file ADR Certification signed by Parties and Counsel • file either Stipulation to ADR Process or Notice of Need for ADR Phone Conference
3/27/2012	4/6/2012	5/4/2012	Last day to file Rule 26(f) Report, complete initial disclosures or state objection in Rule 26(f) Report and file Case Management Statement per Standing Order re Contents of Joint Case Management Statement
4/3/2012	4/13/2012	5/11/2012	Initial Case Management Conference

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14 **IT IS SO ORDERED.**
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17 _____, 2012
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28 Hon. Susan Illston
United States District Judge